

**UNITED STATES DISTRICT COURT**  
for the  
**JUDICIAL DISTRICT OF PUERTO RICO**

|   |                                     |
|---|-------------------------------------|
| United States of America                          | )                                   |
| v.  | )                                   |
| <b>Wilkins MALDONADO-GARCIA</b>                   | )                                   |
| Date of Previous Judgment: <u>January 8, 2001</u> | Case No: <u>99 CR 00322-01 (PG)</u> |
| (Use Date of Last Amended Judgment if Applicable) | USM No: <u>19305-069</u>            |
|   | Defendant's Attorney                |

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 108 months is reduced to 87 months.

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**

|   |   |
|---|---|
| Previous Offense Level: <u>29</u>                         | Amended Offense Level: <u>27</u>                        |
| Criminal History Category: <u>III</u>                     | Criminal History Category: <u>III</u>                   |
| Previous Guideline Range: <u>108</u> to <u>135</u> months | Amended Guideline Range: <u>87</u> to <u>108</u> months |

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

The reduced sentence is within the amended guideline range.

The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

Other (explain): \_\_\_\_\_

**III. ADDITIONAL COMMENTS**

Parties submitted a Stipulation regarding reduction of sentence under 18 USC, § 3582(c)(2).

Except as provided above, all provisions of the judgment dated \_\_\_\_\_ shall remain in effect.

**IT IS SO ORDERED.**

Order Date: June 10, 2008

s/Juan M. Pérez-Giménez  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

JUAN M. PEREZ-GIMENEZ, U. S. DISTRICT JUDGE  
Printed name and title